

RECORDING REQUESTED BY AND  
WHEN RECORDED RETURN TO:

The City of El Paso de Robles  
1000 Spring Street  
Paso Robles, CA 93446

Attn: DITAS ESPERANZA

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RESOLUTION NO. 03-36

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
FORMALLY VACATING THE UNIMPROVED PORTION OF VISTA GRANDE  
BETWEEN UNION ROAD AND WALNUT DRIVE

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WHEREAS, the City of Paso Robles, having on the 18<sup>th</sup> day of February 2003, passed a Resolution of Intention to close and vacate an unimproved portion of Vista Grande between Union Road and Walnut Drive in the City of Paso Robles, County of San Luis Obispo, State of California, and more particularly described as follows:

SEE EXHIBIT 'A'

WHEREAS, the City of Paso Robles did cause said Resolution of Intention to be published in the Tribune as required by law and shown by the Affidavit of Posting attached herein as Exhibit 'B'; and

WHEREAS, it further appears that said notices and public actions were in all respects completed as required by the provisions of an act of Legislature of the State of California entitled "Street Vacation Act of 1941" Division IX, Part 3, Chapters 1, 2 and 3 of the Streets and Highways Code; and

WHEREAS, a public hearing has been held on said proposed vacation as so noticed and having heard all evidence offered by any person interested, the City Council of the City of Paso Robles finds that the portion of the street as described is unnecessary for present or prospective access purpose.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

SECTION 1. That the road abandonment herein before described be vacated for public purposes.

SECTION 2. That the City Council of the City of Paso Robles does hereby reserve and except from said vacation a permanent easement and right-of-way for the purpose of maintaining and operating, replacing or removal of utility lines over, under and across all of the vacated area herein described with ingress and egress rights for said purposes including access for the protection of said facilities from all hazards.

SECTION 3. That the City Clerk of the City of Paso Robles cause a certified copy of this Resolution to be recorded in the Office of the County Recorder of the County of San Luis Obispo, State of California.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 18<sup>th</sup> day of March 2003  
by the following vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

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Frank R. Mecham, Mayor

ATTEST:

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Sharilyn M. Ryan, Deputy City Clerk

Exhibit "A"  
Legal Description

Those portions of roads within the Orchard Bungalow Tract as per the Map recorded in Book 2 of Maps, at Page 55, in the City of El Paso de Robles, County of San Luis Obispo, State of California, more particularly described as follows:

Parcel A (Vista Grande):

That portion of unnamed road presently known as Vista Grande fronting Lots 95-106, 112, 113, 158-161 and 163-167 as shown on said Map.

  
Bryce Dilger, PLS

2/26/2003  
Date



# Exhibit "B" Map Orchard Bungalow Tract

Portion to be  
Abandoned

NOT TO SCALE



Assessment District  
Boundary



*Bryce Dilger*  
Bryce Dilger, PLS  
Date 2/26/2003

Portion of road easement to be abandoned within the Orchard Bungalow Tract as per the Map recorded in Book 2 of Maps, at Page 55, in the City of El Paso de Robles, County of San Luis Obispo, State of California.

PROOF OF PUBLICATION

LEGAL NEWSPAPER NOTICES

PLANNING COMMISSION/CITY COUNCIL  
PROJECT NOTICING

Newspaper: The Tribune

Date of Publication: March 3, 2003

Meeting Date: March 18, 2003  
(City Council)

Project: Resolution of Intention of the  
City Council of the City of Paso  
Robles for vacating unimproved  
Streets in the Orchard Bungalow  
Tract

I, Tracey Gutierrez, employee of the Public  
Works Department, of the City of El Paso de Robles,  
do hereby certify that this notice is a true copy of a  
published legal newspaper notice for the above named project.

Signed: *Tracey Gutierrez*  
Tracey Gutierrez

forms\newsaffi.691



**RESOLUTION NO. 03-27**

**A RESOLUTION OF INTENTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES FOR VACATING UNIMPROVED STREETS IN THE ORCHARD BUNGALOW TRACT AND GIVING NOTICE OF TIME AND PLACE FOR A PUBLIC HEARING**

THAT THE CITY COUNCIL OF THE CITY OF PASO ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

1. That it is the intention of the City Council to close and vacate Vista Grande between Union Road and Walnut Drive.
2. For further particulars as to the proposed vacation, reference is thereby made to a copy and plan now on file in the office of the City Clerk of the City of Paso Robles.
3. That March 18, 2003, at the hour of 7:30 P.M. on said date in the Paso Robles City Hall, 1000 Spring Street, Paso Robles, California, is the time and place set forth for hearing all persons interested or having objection to the proposed closing.
4. That the Capital Projects Engineer of the City of Paso Robles be and is hereby directed to cause a copy of this Resolution of Intention to be published fifteen (15) days prior to the date set herein for hearing in the Paso Robles Press, a newspaper of general circulation, published and circulated in the City of Paso Robles, California.
5. The Capital Projects Engineer of the City of Paso Robles be and is hereby directed to cause a notice of the passage of this Resolution of Intention and the time and place for hearing hereon by conspicuously posting notices thereof along the line of the easement to be vacated.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 18th day of February 2003 on the following vote:

AYES: Hingan, Nemeth, Picanco and Mecham  
 NOES: None  
 ABSTAIN: Haggarty  
 ABSENT: None  
 Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk  
 EXHIBIT IS AVAILABLE FOR REVIEW  
 IN THE CITY CLERK'S OFFICE

March 3, 2003 8795200

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA )

COUNTY OF SAN LUIS OBISPO )

I, Ditas Esperanza, being first duly sworn, disposes and says:

1. That I am now and was at all times herein mentioned the duly appointed CAPITAL PROJECTS ENGINEER for the City of El Paso de Robles, California;

2. That on the 3rd day of March 2003, I caused to be conspicuously posted along that portion of a street in the City of El Paso de Robles, being proposed for closing at not more than 300 feet in distance apart, notice of passage of that certain Resolution of Intention No. 03-27 passed on the 18th day of February 2003 by the City Council of the City of El Paso de Robles and which is referenced in the Notice attached hereto;

3. That said Notice was headed "NOTICE OF STREET VACATION" in letters of not less than one inch in height and was in legible characters and stated the fact of the passage of said Resolution of Intention, its' date, and briefly the areas to be closed and the date set for the hearing any objections thereto;

4. That a copy of said Notice as aforementioned is hereto attached and marked "Exhibit A."

D. Esperanza

Ditas Esperanza, P.E.  
Capital Projects Engineer

STATE OF CALIFORNIA )

) ss.

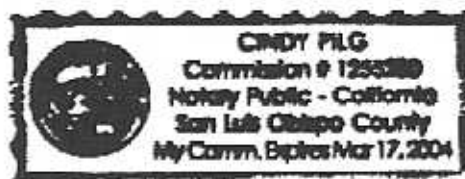
COUNTY OF SAN LUIS OBISPO )

On 3/3/03 before me, Cindy Pilg, personally appeared Ditas Esperanza personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) who name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Cindy Pilg

Signature of Notary Public



# NOTICE OF STREET VACATION

Notice is hereby given that on the 18<sup>th</sup> day of February 2003, the City Council of the City of El Paso de Robles passed a Resolution of Intention No. 03-27 to close an unimproved street in the City of El Paso de Robles, California, more particularly described as follows:

"The unimproved portion of Vista Grande between Union Road and Walnut Drive"

For further particulars, reference is hereby made to said Resolution of Intention with the map now on file in the office of the City Clerk of the City of El Paso de Robles.

The date set for Public Hearing for all interested persons thereon is March 18, 2003, at 7:30 PM in the Paso Robles City Hall, 1000 Spring Street, Paso Robles, California.

Dated 3<sup>rd</sup> day of March 2003.

  
DITAS ESPERANZA, P.E.  
CAPITAL PROJECTS ENGINEER